

JUN. 6. 2005 3:59PM 407-736-6440

NO. 0912 P. 3

REC'D
JUN 6 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Josef Schwagmann
Serial No.: 10/520,716
Filed: January 7, 2005

Docket No.: 2002P10577WOUS
Examiner: Not Yet Assigned
Group Art Unit: Not Yet Assigned

Title: RECOGNITION OF REDUCTIONS IN SERVICE CAPACITY
IN A COMMUNICATION NETWORK

06.June.2005

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE
UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Mail Stop Missing Parts
Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Sir:

This is a response to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office having a mailing date of 04/25/2005 and for which a period for response of two (2) months from the mailing date of said Notice is set to expire 06/25/2005.

Enclosed is a Declaration by the present Inventors and a copy of the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office.

Please charge Deposit Account No. 19-2179 for the surcharge of \$130.00 in accordance with 37 CFR 1.492(h). Issuance of a formal Filing Receipt is respectfully solicited.

Respectfully submitted,

Georg Zeis 6/6/2005

Georg Zeis
LIMITED RECOGNITION - 4/21/2005-5/24/2006
(407) 736-6170

Siemens Corporation
Intellectual Property Department
170 Wood Avenue South
Iselin, NJ 08830

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to 703-305-3230 at the Patent and Trademark Office on June 06, 2005.

Ann Hickey
Ann Hickey

06/06/2005 PKIDWELL 00000006 192179 10520716
917FC:IB17 130.00 DA

JUN. 6. 2005 3:58PM

407-736-6440

TO 06 JUN 2005

NO. 0912 P. 1

SIEMENS

FACSIMILE COVER SHEET

In the UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Josef Schwagmann

Application No.: 10/520,716

Filed: January 7, 2005

Title: RECOGNITION OF REDUCTIONS IN SERVICE CAPACITY IN A
COMMUNICATION NETWORK

Examiner: Not Yet Assigned

Art Unit: Not Yet Assigned

► FACSIMILE ATTN TO: PAULETTE R. KIDWELL FAX NO.: 703-746-6707

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE
UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on
June 6, 2005.

Ann Hickey

Ann Hickey

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

- This facsimile cover sheet which includes a Certificate of Transmission under 37 CFR 1.8 (1 pg)
- Response to Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office bearing "date mailed" of 04/25/2005 (2 pgs, original + 1 copy);
- Copy of Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office to be returned with response (2 pgs);
- Declaration for Patent Application, Power of Attorney & Designation of Correspondence Address (3 pgs)
- Authorization to Act in a Representative Capacity including copy of Limited Recognition Under 37 CFR § 11.9(b) (2 pgs.)

Number of pages being transmitted (including this cover sheet): 10 pgs

The information contained in this facsimile message may contain attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone, and return the original message to us. Thank you.

Siemens Corporation

Legal and Intellectual Property
Department

4400 Alafaya Trail
Orlando Florida 32826

Tel: 407-736-2472
FAX: 407-736-6440

JUN. 6. 2005 3:59PM

407-736-6440

NO. 0912 P. 4

Page 1 of 2



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/520,716	Josef Schwagmann	2002P10577WOUS
Siemens Corporation Intellectual Property Department 170 Wood Avenue South Iselin, NJ 08830		INTERNATIONAL APPLICATION NO.
RECEIVED REC'D. <i>4-28-05</i> IPD 2002P10577WOUS DUE DATE <i>6-25-05</i>		PCT/DE03/02302
		LA. FILING DATE PRIORITY DATE
		07/09/2003 07/10/2002
CONFIRMATION NO. 2595 371 FORMALITIES LETTER *OC000000015825848*		

Date Mailed: 04/25/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/07/2005
- Copy of the International Search Report filed on 01/07/2005
- Preliminary Amendments filed on 01/07/2005
- Information Disclosure Statements filed on 01/07/2005
- Oath or Declaration filed on 01/07/2005
- U.S. Basic National Fees filed on 01/07/2005
- Substitute Specification filed on 01/07/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

JUN 6 2005 4:00PM

407-736-6440

NO. 0912 P. 5

Page 2 of 2

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/520,716	PCT/DE03/02302	2002P10577WOUS

FORM PCT/DO/EO/905 (371 Formalities Notice)